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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.

12 RICKON AMYON WADE,
a.k.a. "Ricky Wade,"

13 Defendant.

Case No.: 2:20-mj-969-EJY

Motion To Quash Writ of Habeas
Corpus Ad Prosequendum, Vacate
Hearing and Order

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16 COMES NOW the United States of America, by and through its attorneys,

17 NICHOLAS A. TRUTANICH, United States Attorney, District of Nevada, Kimberly M.
18 Frayn, Assistant United States Attorney, Las Vegas, Nevada, and moves to quash the
19 Order for Issuance of Writ of Habeas Corpus Ad Prosequendum, ECF No. 5 and 6, and
20 vacate the initial appearance hearing scheduled for December 1, 2020 in Courtroom 3C for
21 the following reasons:

22 On or about November 17, 2020, the Honorable United States Magistrate Judge
23 Youchah granted the government's request for the Issuance of Writ of Habeas Corpus Ad
24 Prosequendum, directing the Warden of Clark County Detention Center (CCDC) to

1 produce the defendant for his initial appearance hearing on December 1, 2020, in
2 Courtroom 3C. ECF No. 5 and 6. The government has determined, and the USMS has
3 confirmed, that Rickon Amyon Wade is not housed at CCDC, but at City of Las Vegas
4 Detention Center. Accordingly, the government requests that the Writ be quashed and the
5 December 1, 2020, initial appearance be vacated. The government will file a corrected
6 request, identifying the proper location of the defendant and asking that a new hearing date
7 be set so that the USMS has sufficient time to produce the defendant.

8 WHEREFORE, the Government moves that this Court's Order for Issuance of
9 Writ of Habeas Corpus Ad Prosequendum, ECF No. 5 and 6, be quashed, and the
10 December 1, 2020, initial appearance be vacated.

11 DATED: This 24th day of November, 2020.

12 Respectfully submitted,

13 NICHOLAS A. TRUTANICH
14 United States Attorney

15 */s/Kimberly M. Frayn*
16 KIMBERLY M. FRAYN
17 Assistant United States Attorney

18 IT IS SO ORDERED.

19 
20 HONORABLE ELAYNA YOUCAH
21 UNITED STATES MAGISTRATE JUDGE

22 Dated: November 24, 2020